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OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
			EXAMINER ABEL JALIL, NEVEEN	
			ART UNIT 2165	PAPER NUMBER

DATE MAILED: 04/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/407,768

Applicant(s)

MARUYAMA ET AL.

Examiner

Neveen Abel-Jalil

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on March 29, 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 31-56 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 31-33, 39, 44, 49, and 53 is/are rejected.
- 7) ☒ Claim(s) 34-38, 40-43, 45-48, 50-52 and 54-56 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 29-March-2006 has been entered.
2. The amendment filed on 29-March-2006 has been received and entered. Claims 31-56 are pending.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the

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reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

4. Claims 31-33, 39, 44, 49, and 53 are rejected under 35 U.S.C. 102(e) as being anticipated by Maniwa et al. (U.S. Patent No. 5,768,483).

As to claim 31, Maniwa et al. discloses a filing system in which a data processing apparatus is connected to a file server via a network, comprising:

a data capturing unit provided in the data processing apparatus and configured to capture image data of a document into the data processing apparatus (See column 23, lines 9-21);

a data storing unit configured to store image data in an image storage medium of the data processing apparatus (See column 23, lines 9-21);

an access management unit configured to correlate owner identifications of users who use the data processing apparatus to process the image data, with the stored image data in the image storage medium, to correlate re-use owner identifications of users who are at least one of a user unit and a group unit allowed to retrieve or read the stored image data, with the stored image data in the image storage medium, and to allow the stored image data to be accessed when any of the owner identification or the re-use owner identifications correlated with the stored image data is verified (See column 31, lines 21-30);

a data output unit configured to output the image data in a readable manner by retrieving the stored image data of the image storage medium when the access to the stored image data is allowed by the access management unit (See column 32, lines 17-42);

an owner identification acquiring unit configured to acquire the owner identification and a re-use owner identification acquiring unit configured to acquire one or more of the re-use owner identifications (See column 28, lines 15-39);

wherein at least one of the owner identification acquiring unit and the re-use owner identification acquiring unit (See column 28, lines 15-39, and see Figure 2, shows sequenced profiles selectable through a touch screen panel) include:

a list displaying unit configured to display, on a display screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a list of the owner identifications or the re-use owner identifications each containing at least one of user names and user identifiers (See column 32, lines 7-16);

a selection input unit configured to select one of the owner identifications or the re-use owner identifications from among the displayed list (See column 31, lines 21-30) on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation); and

a user selection number counting unit configured to count a user selection number for each of the owner identifications or the re-use owner identifications (See Figure 5, shows sequence and count control of profiles);

wherein the access management unit is configured to store the image data from the data capturing unit into the image storage medium, and to correlate each of the owner identifications of the owner identification acquiring unit and the re-use owner identifications of the re-use

owner identification acquiring unit with the stored image data each time the image data is stored in the image storage medium (See column 28, lines 15-39);

wherein the list displaying unit (See column 32, lines 7-16) is configured to display, on the display screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a part of the list of the owner identifications or the re-use owner identifications which appear in sequence based on the user selection number counted for each of the owner identifications or the re-use owner identifications by the user selection number counting unit, so that one of the owner identifications or the re-use owner identifications appearing in said sequence is selected from among the displayed list (See Figure 7, shows “own identification acquired in sequence” represented by “profile 1, 2, 3, 4”) on the display screen when the corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation); and

wherein the data output unit is configured to output the image data in a readable manner by retrieving the stored image of the image storage medium correlated with the, selected one of the owner identifications or the re-use owner identifications (See column 23, lines 40-49).

As to claims 32, and 33, Maniwa et al. discloses a filing system in which a data processing apparatus is connected to a file server via a network, comprising:

a data capturing unit provided in the data processing apparatus and configured to capture image data of a document into the data processing apparatus (See column 23, lines 9-21);

a data storing unit configured to store the captured image data in an image storage medium of the data processing apparatus (See column 23, lines 9-21);

an access management unit configured to correlate owner identifications of users who use the data processing apparatus to process the image data, with the stored image data in the image storage medium, to correlate re-use owner identifications of users who are at least one of a user unit and a group unit allowed to retrieve or read the stored image data, with the stored image data in the image storage medium, and to allow the stored image data to be accessed when any of the owner identifications or the re-use owner identifications correlated with the stored image data is verified (See column 31, lines 21-30);

a data output unit configured to output the image data in a readable manner by retrieving the stored image data of the image storage medium when the access to the stored image data is allowed by the access management unit (See column 32, lines 17-42);

an owner identification acquiring unit configured to acquire the owner identifications (See column 28, lines 15-39); and

a re-use owner identification acquiring unit configured to acquire one or more of the re-use owner identifications (See column 28, lines 15-39);

wherein at least one of the owner identification acquiring unit and the re-use owner identification acquiring unit (See column 28, lines 15-39) include:

a list displaying unit configured to display, on a display screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a list of the owner identifications

or the re-use owner identifications each containing at least one of user names and user identifiers (See column 32, lines 7-16); and

a selection input unit configured to select one of the owner identifications or the re-use owner identifications from among the displayed list (See Figure 7, shows “own identification acquired in sequence” represented by “profile 1, 2, 3, 4” on a input panel) on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation);

wherein the access management unit is configured to store the image data from the data capturing unit into the image storage medium, and to correlate each of the owner identifications or the owner identification acquiring unit and the re-use owner identifications of the re-use owner identification acquiring unit with the stored image data each time the image data is stored in the image storage medium (See column 28, lines 15-39);

wherein the owner identification acquiring unit and the re-use owner identification acquiring unit are configured to display, when the data capturing unit is provided in the data processing apparatus having at least two of a copying function, a facsimile function (See Figure 2, shows drivers for all the listed functions), a scanning function and a printing function, the list of the owner identifications or the re-use owner identifications on the display screen of the selection input unit of the data processing apparatus in a sequence of selections from the displayed list of the owner identifications of the re-use owner identifications by the selection input unit, so that one of the owner identifications or the re-use owner identifications displayed in said sequence is selected from among the displayed list (See Figure 7, shows “own

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identification acquired in sequence” represented by “profile 1, 2, 3, 4”) on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation); and

wherein the data output unit is configured to output the image data in a readable manner by retrieving the stored image of the image storage medium correlated with the selected one of the owner identifications or the reuse owner identifications (See column 23, lines 40-49).

As to claims 39, and 44, Maniwa et al. discloses a printing device which is connected to a file server via a network, the printing device comprising:

a data capturing unit provided in the printing device and configured to capture image data of a document into the printing device (See column 23, lines 9-21);

a data storing unit configured to store the captured image data in an image storage medium of the printing device (See column 23, lines 9-21);

an access management unit configured to correlate owner identifications of users who use the printing device to process the image data, with the stored image data in the image storage medium, to correlate re-use owner identifications of users who are allowed to retrieve or read the stored image data, with the stored image data in the image storage medium, and to allow the stored image data to be accessed when any of the owner identifications or the re-use owner identifications correlated with the stored image data is verified (See column 31, lines 21-30);

a data printing unit configured to print the image data on a printing medium by retrieving the stored image data of the image storage medium when the access to the stored image data is

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allowed by the access management unit and an owner identification acquiring unit configured to acquire the owner identifications or the re-use owner identifications (See column 32, lines 17-42);

wherein the access management unit is configured to store the image data from the data capturing unit into the image storage medium, and to correlate each of the owner identifications or the re-use owner identifications of the owner identification acquiring unit with the stored image data each time the image data is stored in the image storage medium (See column 28, lines 15-39);

wherein the owner identification acquiring unit includes:

a list displaying unit configured to display, on a screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a list of the owner identifications or the re-use owner identifications (See column 32, lines 7-16); and

a selection input unit configured to select one of the owner identifications or the re-use owner identifications from among the displayed list so that the owner identifications or the re-use owner identifications are acquired in a sequence of selections from the displayed list of the owner identifications or the re-use owner identifications by the selection input unit and one of the owner identifications or the re-use owner identifications acquired in said sequence is selected from among the displayed list (See Figure 7, shows "own identification acquired in sequence" represented by "profile 1, 2, 3, 4") on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function

was preformed all under the control of pressed button on the operating panel for start of operation); and

wherein the data printing unit is configured to print the image data on the printing medium by retrieving the stored image of the image storage medium correlated with the selected one of the owner identifications or the re-use owner identifications (See column 23, lines 40-49).

As to claim 49, Maniwa et al. discloses a filing system in which a data processing apparatus having at least two of a copying function, a facsimile function, a scanning function and a printing function is connected to a file server via a network, the filing system comprising:

a data capturing unit provided in the data processing apparatus and configured to capture image data of a document into the data processing apparatus (See column 23, lines 9-21);

a data storing unit configured to store the captured image data in an image storage medium of the data processing apparatus (See column 23, lines 9-21);

an access management unit configured to correlate owner identifications of users who use the data processing apparatus to process the image data, with the stored image data in the image storage medium, to correlate re-use owner identifications of users who are allowed to retrieve or read the stored image data, with the stored image data in the image storage medium, and to allow the stored image data to be accessed when any of the owner identifications or the re-use owner identifications correlated with the stored image data is verified (See column 31, lines 21-30);

a data output unit configured to output the image data in a readable manner by retrieving the stored image data of the image storage medium when the access to the stored image data is allowed by the access management unit (See column 32, lines 17-42); and

an owner identification acquiring unit configured to acquire the owner identifications or the re-use owner identifications (See column 28, lines 15-39);

wherein the access management unit is configured to store the image data from the data capturing unit into the image storage medium, and to correlate each of the owner identifications or the re-use owner identifications of the owner identification acquiring unit with the stored image data each time the image data is stored in the image storage medium (See column 32, lines 8-16);

wherein the owner identification acquiring unit includes:

a list displaying unit configured to display, on a display screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a list of the owner identifications or the re-use owner identifications (See column 8, lines 46-67); and

a selection input unit configured to select one of the owner identifications or the re-use owner identifications from among the displayed list so that the owner identifications or the re-use owner identifications are acquired in a sequence of selections from the displayed list of the owner identifications or the re-use owner identifications by the selection input unit and one of the owner identifications or the re-use owner identifications acquired in said sequence is selected from among the displayed list (See Figure 7, shows "own identification acquired in sequence" represented by "profile 1, 2, 3, 4") on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation); and

wherein the data output unit is configured to output the image data in a readable manner by retrieving the stored image of the image storage medium correlated with the selected one of the owner identifications or the re-use owner identifications (See column 23, lines 40-49).

As to claim 53, Maniwa et al. discloses a printing device which has at least two of a copying function, a facsimile function, a scanning function and a printing function and is connected to a file server via a network, the printing device comprising:

a data capturing unit provided in the printing device and configured to capture image data of a document into the printing device (See column 23, lines 9-21);

a data storing unit configured to store the captured image data in an image storage medium of the printing device (See column 23, lines 9-21);

an access management unit configured to correlate owner identifications of users who use the printing device to process the image data, with the stored image data in the image storage medium, to correlate re-use owner identifications of users who are allowed to retrieve or read the stored image data, with the stored image data in the image storage medium, and to allow the stored image data to be accessed when any of the owner identifications or the re-use owner identifications correlated with the stored image data is verified (See column 27, lines 53-67);

a data printing unit configured to print the image data on a printing medium by retrieving the stored image data of the image storage medium when the access to the stored image data is allowed by the access management unit (See column 32, lines 17-42) ; and

an owner identification acquiring unit configured to acquire the owner identifications or the re-use owner identifications (See column 28, lines 15-39);

wherein the access management unit is configured to store the image data from the data capturing unit into the image storage medium, and to correlate each of the owner identifications or the re-use owner identifications of the owner identification acquiring unit with the stored image data each time the image data is stored in the image storage medium (See column 32, lines 1-16);

wherein the owner identification acquiring unit (See column 28, lines 29-46) includes:

a list displaying unit configured to display, on a display screen (See column 31, lines 63-67, and column 32, lines 1-16, wherein the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made), a list of the owner identifications or the re-use owner identifications (See column 8, lines 46-67); and

a selection input unit configured to select one of the owner identifications or the re-use owner identifications from among the displayed list so that the owner identifications or the re-use owner identifications are acquired in a sequence of selections from the displayed list of the owner identifications or the re-use owner identifications by the selection input unit and one of the owner identifications or the re-use owner identifications acquired in said sequence is selected from among the displayed list (See Figure 7, shows "own identification acquired in sequence" represented by "profile 1, 2, 3, 4") on the display screen when a corresponding selection button of the display screen is depressed (See column 31, lines 24-33, wherein the list selection function was preformed all under the control of pressed button on the operating panel for start of operation); and

wherein the data printing unit is configured to print the image data on the printing, medium by retrieving the stored image of the image storage medium correlated with the selected one of the owner identifications or the re-use owner identifications (See column 23, lines 40-49).

Allowable Subject Matter

5. Claims 34-38, 40-43, 45-48, 50-52, 54-56 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

6. Applicant's arguments filed on March 29, 2006 have been fully considered but they are not persuasive.

In response to applicant's argument that "Maniwa et al. does not teach the claimed selection input unit as claimed in claim 1" is acknowledged but not deemed to be persuasive.

The Examiner contends that Maniwa et al. clearly teaches the scan profiles are displayed in a hierarchy (i.e. list) on the client screen in accordance with the selection being made in column 31, lines 63-67, and column 32, lines 1-16 with the further suggestion, that the list or selection is modifiable, by explicitly teaching scan profiles can be easily managed.

In response to applicant's argument that "Maniwa et al. does not provide displaying user names of identifiers on a display screen , and permitting selection by depressing a button on that

same display screen, thereby facilitating the selection of the desired identification corresponding to the name or identifier" is acknowledged but not deemed to be persuasive.


The Examiner contends that Maniwa et al. teaches in column 31, lines 24-33 making a user identify the selected scan profile on the operating panel (i.e. screen) after list selection function was preformed all under the control of pressed button on the operating panel for start of operations which broadly interpreted to read on the argued limitation.

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Neveen Abel-Jalil whose telephone number is 571-272-4074. The examiner can normally be reached on 8:30AM-5:30PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Gaffin can be reached on 571-272-4146. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Neveen Abel-Jalil

4/10/06